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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
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09/815,242

03/21/2001

Robert Haselbeck

ELITRA.011A

7191

210 7590 01/19/2010
MERCK AND CO., INC
P O BOX 2000
RAHWAY, NJ 07065-0907

EXAMINER

GIBBS, TERRA C

ART UNIT

PAPER NUMBER

1635

MAIL DATE

DELIVERY MODE

01/19/2010

PAPER

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

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APPLICATION NO./ CONTROL NO.	FILING DATE	FIRST NAMED INVENTOR / PATENT IN REEXAMINATION	ATTORNEY DOCKET NO.
09815242	3/21/01	HASELBECK ET AL.	ELITRA.011A

MERCK AND CO., INC
P O BOX 2000
RAHWAY, NJ 07065-0907

EXAMINER

TERRA C. GIBBS

ART UNIT	PAPER
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1635	20100114
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DATE MAILED:

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Commissioner for Patents

Request for information under 37 CFR 1.105

Applicant and the Assignee of this application are required under 37 CFR 1.105 to provide the following information that the Examiner has determined is reasonably necessary to the examination of this application.

Claim 12 is drawn to a method for screening a candidate compound for the ability to reduce cellular proliferation comprising the steps of: (a) providing a sublethal level of an antisense nucleic acid complementary to at least a portion of a nucleic acid encoding a gene product in a cell to reduce the activity or amount of said gene product in said cell, thereby producing a sensitized cell, wherein said gene product is a gene product whose activity or amount is reduced by an antisense nucleic acid comprising a nucleotide sequence of SEQ ID NO:1463, provided that cell is a prokaryotic organism.

Claim 68 is drawn to a method for screening a candidate compound for the ability to reduce cellular proliferation comprising the steps of: (a) providing a sublethal level of an antisense nucleic acid complementary to at least a portion of a nucleic acid encoding a gene product in a cell to reduce the activity or amount of said gene product in said cell, thereby producing a sensitized cell, wherein said gene product is a gene product whose activity or amount is reduced by an antisense nucleic acid comprising a nucleotide sequence of SEQ ID NO: 1463, provided that cell is a prokaryotic organism, wherein said gene product is SEQ ID NO:12600.

Claim 77 is drawn to a method for screening a candidate compound for the ability to reduce cellular proliferation comprising the steps of: (a) providing a sublethal level of an antisense nucleic acid complementary to at least a portion of a nucleic acid encoding a gene product in a cell to reduce the activity or amount of said gene product in said cell, thereby producing a sensitized cell, wherein said gene product is a gene product whose activity or amount is reduced by an antisense nucleic acid comprising a nucleotide sequence of SEQ ID NO: 1463, provided that cell is a prokaryotic organism, wherein said nucleic acid encoding said gene product with reduced activity or amount is SEQ ID NO:4228.

For prior art purposes, the Examiner needs to determine the earliest priority date for Applicant's claimed invention.

It is noted that the instant application 09/815,242, filed 03/21/2001, Claims Priority from Provisional Application 60191078, filed 03/21/2000, which

Claims Priority from Provisional Application 60206848, filed 05/23/2000

Claims Priority from Provisional Application 60207727, filed 05/26/2000

Claims Priority from Provisional Application 60242578, filed 10/23/2000

Claims Priority from Provisional Application 60253625, filed 11/27/2000

In view of the large number of priority documents and the numerous sequences in each provisional application, the Examiner is requesting that Applicants identify where support for the claim limitations are found in each of the parent applications. In response to this requirement, please specifically point out, with particularity by page and line number, where support can be found for the claim limitations in each priority document, since it is not readily apparent to the Examiner.

The Applicant is reminded that the reply to this requirement must be made with candor and good faith under 37 CFR 1.56. Where the Applicant does not have or cannot readily obtain an item of required information, a statement that the item is unknown or cannot be readily obtained may be accepted as a complete reply to the requirement for that item.

This requirement is subject to the provisions of 37 CFR 1.134, 1.135 and 1.136 and has a shortened statutory period of 2 months. EXTENSIONS OF THIS TIME PERIOD MAY BE GRANTED UNDER 37 CFR 1.136(a).

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Terra C. Gibbs whose telephone number is 571-272-0758. The examiner can normally be reached from 9 am - 5 pm M-F.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Tracy Vivlemore can be reached on 571-272-2914. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

Patent applicants with problems or questions regarding electronic images that can be viewed in the Patent Application Information Retrieval system (PAIR) can now contact the USPTO's Patent Electronic Business Center (Patent EBC) for assistance.

Representatives are available to answer your questions daily from 6 am to midnight (EST). The toll free number is (866) 217-9197. When calling please have your application serial or patent number, the type of document you are having an image problem with, the number of pages and the specific nature of the problem. The Patent Electronic Business Center will notify applicants of the resolution of the problem within 5-7 business days. Applicants can also check PAIR to confirm that the problem has been corrected. The USPTO's Patent Electronic Business Center is a complete service center supporting all patent business on the Internet. The USPTO's PAIR system provides Internet-based access to patent application status and history information. It also enables applicants to view the scanned images of their own application file folder(s) as well as general patent information available to the public.

For all other customer support, please call the USPTO Call Center (UCC) at 800-786-9199.

/Terra Cotta Gibbs/
January 15, 2010

/Tracy Vivlemore/
Primary Examiner, Art Unit 1635
Acting Supervisory Patent Examiner, Art Unit 1635